

Notice of Allowability

Application No.

08/871,815

Examiner

Yogesh C. Garg

Applicant(s)

PERKOWSKI, THOMAS J.

Art Unit

3625

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to Amendment & Terminal Disclaimer filed on 6/13/2005.
2. ☒ The allowed claim(s) is/are 13-28 (Renumbered 1-16 respectively).
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some* c) ☐ None of the:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

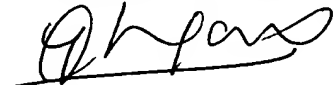
Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☒ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☒ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☒ to Paper No./Mail Date 7/5/26/1999.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- ☒ Notice of References Cited (PTO-892)
- ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- ☒ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date 7/11/05 & 6/5/02
- ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
- ☐ Notice of Informal Patent Application (PTO-152)
- ☐ Interview Summary (PTO-413), Paper No./Mail Date _____
- ☐ Examiner's Amendment/Comment
- ☒ Examiner's Statement of Reasons for Allowance
- ☐ Other _____


Yogesh C Garg
Primary Examiner
Art Unit: 3625

Detailed Action

1. The Applicant's Response received on June 3, 2005 is acknowledged and entered. Claims 1-12 were canceled by the Applicant in his supplemental response received on 4/15/1999 in reply to Office action mailed on 2/23/1999. The Applicant has amended claims 13, 18, 19, 20, 22, 27 and 28,. The Applicant has also amended the Title and Abstract of the instant application. Currently claims 13-28 are pending for examination.

Drawings

2. In order to avoid abandonment, the drawing informalities noted in the paper #7 mailed on 5/26/1999, must now be corrected. Correction can only be effected in the manner set forth in the above noted paper and by providing a complete set of revised drawings..

Allowable Subject Matter

3. Claims 13-28 are allowed. Claims 13 and 22 are independent. Claims 14-21, and 23-28 are dependencies of claims 13 and 28 respectively.

Reasons for Allowance

The following is an examiner's statement of reasons for allowance:

Claims 13 and 22

The prior art, when considered as a whole, fails to teach or fairly suggest a database management subsystem for storing and managing information representative of a plurality of trademarks and a plurality of uniform resource locators symbolically linked to the trademarks and specifying the location of a plurality of Web documents

stored in one or more Internet-based information servers; a trademark/URL information server operably connected to the database management subsystem and the infrastructure of the Internet; and a plurality of manufacturer-managed client computer subsystems operably connected to the infrastructure of the Internet enabling a manufacturer to transmit to the database management subsystem information representative of a plurality of trademarks and a plurality of URLs symbolically linked to the trademarks, as specifically recited, in combination, in independent claims 13 and 22 (renumbered 1 and 10) and as defined by the specification.

Claims 14-21 and 23-28.

Since claims 14-21 and 23-28 are dependencies of claims 13 and 22 respectively the reasons for allowance for all the dependent claims is same as for claims 13 and 22 given above.

5. Discussion of most relevant prior art:

(i) US Patent 6,199,048 to Hudetz et al. discloses a system and method for using identification codes found on ordinary articles to access remote computers via network. A user can access Internet resources concerning a particular product by entering the product's UPC and then a database "60" uses the UPC to retrieve the associated URL, which is returned to the user in the form of a HTML document and then this information is used by the user to access the desired resource on the network (see Abstract, col.3, lines 15-37, col.7, line 1-col.9, line 20). However, Hudetz et al. fails to

anticipate or render obvious the application's above-mentioned underlined unique features as a whole.

(ii) US Patent 5,971, 277 to Cragun et al. discloses a method and an apparatus for retrieving and obtaining information related to an object based on data encoded on the object (see at least Abstract, col.2, lines 54-64 and col.12, lines 16-67) but fails to anticipate or render obvious the application's above-mentioned unique features.

(iii) US Patent 5,913,210 to Call discloses: "An Internet system for delivering information about products from the source of those products, typically the manufacturer, to those who need that information, such as product resellers and consumers. The system employs a product code translator, which may be implemented by one or more servers accessed via the Internet. The product code translator stores cross-references between product codes and the address of Internet resources which provide information about the products designated by the codes. Web pages produced by online resellers may display lists of products in response to search requests from customers, and provide the customer with detailed information about any listed product by incorporating links to the product information made available by the participating manufacturers using the cross-referenced addresses provided by the product code translator. Searchable databases may be compiled by indexing product description data which is retrieved from the manufacturers' Internet sites using the

Internet addresses provided by the product code translator. " (see at least Abstract, col.2, lines 54-64 and col.12, lines 16-67). Call fails to anticipate or render obvious the application's above-mentioned unique features.

Conclusion

6 The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

(i) EP 0 744 856 A2 to AT&T IPM Corp discloses an apparatus and a method of utilizing product identifier codes to establish communications (see at least abstract and page 7, line 20--page 3, line 17).

(ii) WO 97/01137 to Solar Communications, Inc. discloses a system and a method (see Abstract and page 5, line 3-page 7, line 15) for using identification codes found on articles of commerce to access Internet sources relating to the articles. The user enters the code of the article and then a database which relates UPC numbers to Internet network addresses of the sources retrieves the URL to be used to access the desired source.

(iii) Thompson, N.J.; " Dialoglink and Trademarksacn- Federal: pioneers in online images"; Online; v13, n3, p15(12), May 1989 extracted from Dialog database, accession # 03898577, File 148 discloses an efficient way to search a Trademark information and design via online.

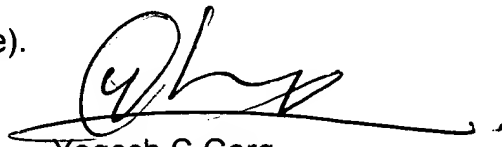
7. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably

accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Yogesh C. Garg whose telephone number is 571-272-6756. The examiner can normally be reached on M-F(8:30-4:00).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Wynn Coggins can be reached on 571-272-7159. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Yogesh C Garg
Primary Examiner
Art Unit 3625

YCG
9/5/2005